



BOARD OF SELECTMEN
TOWN OF TEWKSBURY
TOWN HALL
1009 MAIN ST
TEWKSBURY, MASSACHUSETTS 01876

TODD R. JOHNSON, CHAIRMAN
SCOTT WILSON, VICE CHAIRMAN
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MEETING MINUTES
OCTOBER 21, 2014

Chairperson Todd Johnson called the meeting to order at 6:45 p.m. Present for the Board of Selectmen meeting were Scott Wilson, Vice Chair; Bruce Panilaitis, Clerk and Board Members, David Gay and James Wentworth. Richard Montuori, Town Manager and Attorney Charles Zaroulis were present.

Scheduled Items

Diane Bartalamia—Interview for Board of Appeals

The Board of Selectmen interviewed Ms. Diane Bartalamia for the open position on the Board of Appeals.

At the conclusion of the interviews, the Selectmen took a recess until 7:00 p.m. until the next regular session item.

At 7:00 p.m. Mr. Johnson opened the meeting and made note the board had conducted this interview and will address this item later in the meeting.

Wicked Cheesy—Hearing for Relocation of Wine & Malt License

The Chair read into the record the public hearing notice. The application is for the restaurant Wicked Cheesy, Inc., by Brian Schofield, Manager, to relocate premises with wine and malt license issued at 725 Main Street to 1079 Main Street, containing 1,845 square feet, two front entrance/exits, and one rear entrance/exit for deliveries. Mr. Schofield was present for the hearing.

Mr. Schofield presented that he is in the process of moving his restaurant to a larger space. Board members have a document from the ABCC which has been reviewed by Senior Town Counsel; and all town departments have approved the relocation of the restaurant, with its current license, without conditions. All abutters have been notified. A proposed floor plan was included with the application.

The Chair opened the hearing up for questions from board members. The Board asked the applicant if he had a business plan for safeguarding the beer and wine storage on site. Mr. Schofield noted the current plan has the beer and wine inside the front counter with a built in refrigerator, so there is no public access behind the counter. The excess beer and wine will be stored in the walk-in cooler where there will be no access to the general public. The Board of Health has requested the applicant to make a couple of changes to floor plan to eliminate confusion of the entrance to the walk-in cooler when coming out of bathroom.

The Board also asked about the outdoor patio. It seats 10 people and is currently a project the landlord is working on. Mr. Schofield currently does not have any plans of opening the patio until possibly next year if it becomes available to him.

The reason for the move was for a larger area for the kitchen, as the kitchen area will increase to 400 square feet; the seating area was decreased. Basically the floor plan reversed itself to accommodate the larger kitchen which was the restaurant owners' intent. Mr. Schofield is hoping to open as soon as possible and is aiming for Halloween, but may be too aggressive.

The Chair opened hearing up for the public for public comment.

Mrs. Eleanor Lemelin, an abutter located at 1069 Main Street, began by stating she is in full support of the proposal and see it as a very positive establishment. Her only concern is while she loves the idea of an outside patio, where her property line ends and where the patio will go is conflicting. She personally welcomes the business to the neighborhood. The Selectmen clarified to Mrs. Lemelin that a property line issue would be an item for the Planning Board to discuss. Any action taken tonight for the Selectmen would be on the liquor license presented. At this time the license does not include serving on the patio. The applicant would need to come before the Selectmen again in order for the serving of alcohol on the patio at this premises to take place.

MOTION: Mr. Wilson made the motion to approve the transfer of license from 725 Main Street to 1079 Main Street with the same business continued by Wicked Cheesy, Inc.; the serving area will be contained to the inside dining area of the business; seconded by Mr. Wentworth and the motion carried 5-0.

Continued Hearing—TS Soul, Inc., d/b/a Tuk Tuk Thai Cuisine, Sakda Sopchockchia, Manager
Mr. Sopchockchia was present for this update. The Chair reminded the public and the Board that Mr. Sopchockchia's liquor license for Tuk Tuk Restaurant is potentially up for revocation unless he presents a plan of action. Mr. Sopchockchia thanked the Selectmen for being patient with him while he seeks an alternate business plan. After some serious analysis, he has decided to not pursue another restaurant in Tewksbury. Right now there are four Thai restaurants in a four-mile radius of each other. Mr. Sopchockchia believes there is not enough business in Tewksbury to share fairly for all business owners. Other restaurants types have a large clientele and Thai restaurants have a very small portion of the restaurant business in comparison to other establishments. Mr. Sopchockchia would like to continue to pursue his dream to own another business in the food industry, but it will not be in Tewksbury at this time. He requested to give his current license to the restaurant owners that took over his space.

Senior Town Counsel noted there are two issues, one which was a timing issue, as the current license needs to be renewed; and two, the other party would need to make an application as soon as possible to obtain the license that Mr. Sopchockchia is suggesting to transfer. The Selectmen agreed to continue this the matter to the beginning of January, 2015 when all licenses are annually renewed by the Selectmen. It was also explained to Mr. Sopchockchia that he will need to expend some money to keep his existing license until such time as the application is submitted by a new applicant. This fee is not refundable. Should the current owners at 1699 Shawsheen Street decide not to apply for this license; Mr. Sopchockchia will lose any fees paid for the renewal.

MOTION: Mr. Wilson made the motion to continue this hearing to January 20, 2015 at 7:00 p.m.; seconded by Mr. Gay and the motion carried 5-0.

New Business

Denis Graffeo, Town Clerk—November 4, 2014 Election Warrant

Town Clerk November 4 election warrant 7 a.m. to 8 p.m. Precinct locations will be at:

1-1A	Senior Center	175 Chandler Street
2-2A	Recreation Center	286 Livingston Street
3-3A	Lowell Assembly of God	995 Andover Street
4-4A	Public Library	300 Chandler Street

Items on the ballot will include:

Senator in Congress	Commonwealth of Massachusetts
Governor and Lieutenant Governor	Commonwealth of Massachusetts
Attorney General	Commonwealth of Massachusetts
Secretary of State	Commonwealth of Massachusetts
Treasurer	Commonwealth of Massachusetts
Auditor	Commonwealth of Massachusetts
Representative in Congress	Sixth District
Councillor	Fifth District
Senator in General Court	Second Essex & Middlesex District
Representative in General Court	Nineteenth Middlesex District
Representative in General Court	Eighteenth Essex District
District Attorney	Northern District
Register of Probate	Middlesex County

The following questions will also be on the ballot:

QUESTION 1: LAW PROPOSED BY INITIATIVE PETITION

SUMMARY

This proposed law would eliminate the requirement that the state's gasoline tax, which was 24 cents per gallon as of September 2013, (1) be adjusted every year by the percentage change in the Consumer Price Index over the preceding year, but (2) not be adjusted below 21.5 cents per gallon.

A YES VOTE would eliminate the requirement that the state's gas tax be adjusted annually based on the Consumer Price Index.

A NO VOTE would make no change in the laws regarding the gas tax.

QUESTION 2: LAW PROPOSED BY INITIATIVE PETITION

SUMMARY

This proposed law would expand the state's beverage container deposit law, also known as the Bottle Bill, to require deposits on containers for all nonalcoholic non-carbonated drinks in liquid form intended for human consumption, except beverages primarily derived from dairy products, infant formula, and FDA approved medicines. The proposed law would not cover containers made of paper-based biodegradable material and aseptic multi-material packages such as juice boxes or pouches.

The proposed law would require the state Secretary of Energy and Environmental Affairs (EEA) to adjust the container deposit amount every five years to reflect (to the nearest whole cent) changes in the consumer price index, but the value could not be set below five cents.

The proposed law would increase the minimum handling fee that beverage distributors must pay dealers for each properly returned empty beverage container, which was 2 cents as of September 2013, to 3 cents. It would also increase the minimum handling fee that bottles must pay distributors and dealers for each properly returned empty reusable beverage container, which was 1 cent as of September 2013, to 3 cents. The Secretary of EEA would review the fee amounts every five years and make appropriate adjustments to reflect changes in the consumer price index as well as changes in the costs incurred by redemption centers. The proposed law defines a redemption center as any business whose primary purpose is the redemption of beverage containers and that is not ancillary to any other business.

The proposed law would direct the Secretary of EEA to issue regulations allowing small dealers to seek exemptions from accepting empty deposit containers. The proposed law would define small dealer as any person or business, including the operator of a vending machine, who sells beverages in beverage containers to consumers, with a contiguous retail space of 3,000 square feet or less, excluding office and stock room space; and fewer than four locations under the same ownership in the Commonwealth. The proposed law would require that the regulations consider at least the health, safety, and convenience of the public, including the distribution of dealers and redemption centers by population or by distance or both.

The proposed law would set up a state Clean Environment Fund to receive certain unclaimed container deposits. The Fund would be used, subject to appropriation by the state Legislature, to support programs such as the proper management of solid waste, water resource protection, parkland, urban forestry, air quality, and climate protection.

The proposed law would allow a dealer, distributor, redemption center or bottler to refuse to accept any beverage container that is not marked as being refundable in Massachusetts.

The proposed law would take effect on April 22, 2015.

A YES VOTE would expand the state's beverage container deposit law to require deposits on containers for all non-alcoholic, non-carbonated drinks with certain exceptions, increase the associated handling fees, and make other changes to the law.

A NO VOTE would make no change in the laws regarding beverage container deposits.

QUESTION 3: LAW PROPOSED BY INITIATIVE PETITION

SUMMARY

This proposed law would (1) prohibit the Massachusetts Gaming Commission from issuing any license for a casino or other gaming establishment with table games and slot machines, or any license for a gaming establishment with slot machines; (2) prohibit any such casino or slots gaming under any such licenses that the Commission might have issued before the proposed law took effect; and (3) prohibit wagering on the simulcasting of live greyhound races.

The proposed law would change the definition of “illegal gaming” under Massachusetts law to include wagering on the simulcasting of live greyhound races, as well as table games and slot machines at Commission-licensed casinos, and slot machines at other Commission-licensed gaming establishments. This would make those types of gaming subject to existing state laws providing criminal penalties for, or otherwise regulating or prohibiting, activities involving illegal gaming. The proposed law states that if any of its parts were declared invalid, the other parts would stay in effect.

A YES VOTE would prohibit casinos, any gaming establishment with slot machines, and wagering on simulcast greyhound races.

A NO VOTE would make no change in the current laws regarding gaming.

QUESTION 4: LAW PROPOSED BY INITIATIVE PETITION

SUMMARY

This proposed law would entitle employees in Massachusetts to earn and use sick time according to certain conditions.

Employees who work for employers having eleven or more employees could earn and use up to 40 hours of paid sick time per calendar year, while employees working for smaller employers could earn and use up to 40 hours of unpaid sick time per calendar year.

An employee could use earned sick time if required to miss work in order (1) to care for a physical or mental illness, injury or medical condition affecting the employee or the employee’s child, spouse, parent, or parent of a spouse; (2) to attend routine medical appointments of the employee or the employee’s child, spouse, parent, or parent of a spouse; or (3) to address the effects of domestic violence on the employee or the employee’s dependent child. Employees would earn one hour of sick time for every 30 hours worked, and would begin accruing those hours on the date of hire or on July 1, 2015, whichever is later. Employees could begin to use earned sick time on the 90th day after hire.

The proposed law would cover both private and public employers, except that employees of a particular city or town would be covered only if, as required by the state constitution, the proposed law were made applicable by local or state legislative vote or by appropriation of sufficient funds to pay for the benefit. Earned paid sick time would be compensated at the same hourly rate paid to the employee when the sick time is used.

Employees could carry over up to 40 hours of unused sick time to the next calendar year, but could not use more than 40 hours in a calendar year. Employers would not have to pay employees for unused sick time at the end of their employment. If an employee missed work for a reason eligible for earned sick time, but agreed with the employer to work the same number of hours or shifts in the same or next pay period, the employee would not have to use earned sick time for the missed time, and the employer would not have to pay for that missed time. Employers would be prohibited from requiring such an employee to work additional hours to make up for missed time, or to find a replacement employee.

Employers could require certification of the need for sick time if an employee used sick time for more than 24 consecutively scheduled work hours. Employers could not delay the taking of or

payment for earned sick time because they have not received the certification. Employees would have to make a good faith effort to notify the employer in advance if the need for earned sick time is foreseeable.

Employers would be prohibited from interfering with or retaliating based on an employee's exercise of earned sick time rights, and from retaliating based on an employee's support of another employee's exercise of such rights.

The proposed law would not override employers' obligations under any contract or benefit plan with more generous provisions than those in the proposed law. Employers that have their own policies providing as much paid time off, usable for the same purposes and under the same conditions, as the proposed law would not be required to provide additional paid sick time.

The Attorney General would enforce the proposed law, using the same enforcement procedures applicable to other state wage laws, and employees could file suits in court to enforce their earned sick time rights. The Attorney General would have to prepare a multilingual notice regarding the right to earned sick time, and employers would be required to post the notice in a conspicuous location and to provide a copy to employees. The state Executive Office of Health and Human Services, in consultation with the Attorney General, would develop a multilingual outreach program to inform the public of the availability of earned sick time.

The proposed law would take effect on July 1, 2015, and states that if any of its parts were declared invalid; the other parts would stay in effect.

A YES VOTE would entitle employees in Massachusetts to earn and use sick time according to certain conditions.

A NO VOTE would make no change in the laws regarding earned sick time.

MOTION: Mr. Gay made the motion to approve the November 4, 2014 Election Warrant; seconded by Mr. Wilson and the motion carried 5-0.

William Paquette, VFW Commander—requests permission for Poppy Drive

In a letter dated September 24, 2014, Mr. William Paquette, Commander of Veterans of Foreign Wars Post 8164, requested permission for his members along with the Ladies Auxiliary of Post 8164 to distribute the Buddy Poppies at Tewksbury businesses through the town from November 6 to November 8, 2014.

MOTION: Mr. Wentworth proudly made the motion to approve the request to distribute buddy poppies, seconded by Mr. Wilson and the motion carried 5-0.

Mahoney's Garden Center—application for a one-day wine license

Mahoney's Garden Center requested a one-day wine only license for a wine tasting to take place on November 13, 2014 from 4 to 9 p.m. for their annual Ladies Night Out Holiday Open House. Proof of insurance, an ETIPS certification and proof CORI checks have been completed was provided to the Board of Selectmen. The Tewksbury Police Chief approves this request.

MOTION: Mr. Wilson made the motion to approve the application for a one-day wine license for Mahoney' Garden Center on November 13, 2014 from 4 to 9 p.m., seconded by Mr. Gay and the motion carried 5-0.

Doug Sears—application for Beautification Committee

MOTION: Mr. Wilson made the motion to take off the table and reopen the decision on Mr. Sears' application for the Tewksbury Beautification Committee, seconded by Mr. Panilaitis and the motion carried 5-0.

Mr. Douglas Sears of 80 Geiger Drive has submitted an application to be a member of the Tewksbury Beautification committee. He has applied as a resident, but needed to wait six months after his term as Selectmen had passed to be appointed to any town committee as a resident. Mr. Sears served as the Selectmen's appointee for this committee and would now like to serve as a resident.

MOTION: Mr. Wilson made the motion to appoint Mr. Douglas W. Sears to the Tewksbury Beautification Committee effective immediately through June 30, 2015; seconded by Mr. Gay and the motion carried 5-0.

Patrick Doherty—Disclosure by Municipal Employee—Reserve Police Officer

Mr. Patrick Doherty, a non-elected official as a Tewksbury Firefighter is disclosing his contract as a reserve police officer for the Tewksbury Police Department. These services will be provided outside his normal working hours as a municipal employee, the services are not required as part of his regular duties as a municipal employee, and he will not be compensated for more than 500 hours during a calendar year.

MOTION: Mr. Wilson made the motion to accept the disclosure provided by Mr. Patrick Doherty as presented; seconded by Mr. Panilaitis and the motion carried 5-0.

Joseph Fortunato—Disclosure by Municipal Employee—Reserve Police Officer

Mr. Joseph Fortunato, a non-elected official as a Tewksbury Firefighter is disclosing his contract as a reserve police officer for the Tewksbury Police Department. These services will be provided outside his normal working hours as a municipal employee, the services are not required as part of his regular duties as a municipal employee, and he will not be compensated for more than 500 hours during a calendar year.

MOTION: Mr. Gay made the motion to accept the disclosure provided by Mr. Joseph Fortunato as presented; seconded by Mr. Wilson and the motion carried 5-0.

Robert A. Fowler—Disclosure by Municipal Employee—Reserve Police Officer

Mr. Robert A. Fowler, an elected municipal employee as a member of the Tewksbury Planning Board is disclosing his contract as a reserve police officer for the Tewksbury Police Department. These services will be provided outside his normal working hours as a municipal employee, the services are not required as part of his regular duties as a municipal employee, and he will not be compensated for more than 500 hours during a calendar year.

MOTION: Mr. Wilson made the motion to accept the disclosure provided by Mr. Robert A. Fowler as presented; seconded by Mr. Gay and the motion carried 5-0.

Scott A. Keddie—Disclosure by Municipal Employee—Reserve Police Officer

Mr. Scott A. Keddie, a non-elected official as a Lieutenant Fire Investigator for the Tewksbury Fire Department is disclosing his contract as a reserve police officer for the Tewksbury Police Department. These services will be provided outside his normal working hours as a municipal employee, the services are not required as part of his regular duties as a municipal employee, and he will not be compensated for more than 500 hours during a calendar year.

MOTION: Mr. Gay made the motion to accept the disclosure provided by Mr. Scott A. Keddie as presented; seconded by Mr. Wilson and the motion carried 5-0.

Stephen M. Powers—Disclosure by Municipal Employee—Reserve Police Officer

Mr. Stephen M. Powers, a non-elected official as a Tewksbury Firefighter is disclosing his contract as a reserve police officer for the Tewksbury Police Department. These services will be provided outside his normal working hours as a municipal employee, the services are not required as part of his regular duties as a municipal employee, and he will not be compensated for more than 500 hours during a calendar year.

MOTION: Mr. Wilson made the motion to accept the disclosure provided by Mr. Stephen M. Powers as presented; seconded by Mr. Gay and the motion carried 5-0.

Daniel Sitar—Disclosure by Municipal Employee—Reserve Police Officer

Mr. Daniel Sitar, a non-elected official as a Tewksbury Firefighter is disclosing his contract as a reserve police officer for the Tewksbury Police Department. These services will be provided outside his normal working hours as a municipal employee, the services are not required as part of his regular duties as a municipal employee, and he will not be compensated for more than 500 hours during a calendar year.

MOTION: Mr. Gay made the motion to accept the disclosure provided by Mr. Daniel Sitar as presented; seconded by Mr. Panilaitis and the motion carried 5-0.

These disclosures arose together when the reserve officers were reviewed, and it was noted disclosures had not been made. As long as the disclosure is approved by the Selectmen and the employee continues to serve in the contracted capacity as described, the disclosure will continue to hold indefinitely.

The Chair reminded members that a an official policy will need to be put in place regarding renewals of disclosures by municipal employees of financial interested in a municipal contract, as it is not needed to review these by the board every year.

Town Manager

110 State Street

Mr. Montuori presented that 110 State Street will be a build site for Habitat for Humanity of Greater Lowell. The home will be given to a successful respondent to the purchase this property. A couple of items need the Selectmen's approval. Asbestos removal project needs to be completed on site with a cost of \$1,800. The town will split the cost 50/50 with Habitat and will use the Affordable Housing Trust Fund for these funds. The funds can be dispersed from the trust fund with a vote from the Board. The Chair opened the matter up for the Board to comment, and there were no comments or questions from board members.

MOTION: Mr. Gay made the motion to approve the transfer of \$900 from the Tewksbury Affordable Housing Trust Fund to pay for expenses as presented at 110 State Street; seconded by Mr. Wilson and the motion carried 5-0.

The Selectmen also approve a local action to insure the house at 110 State Street is counted in subsidized housing count for the town. They also approve the Chair of the Board of Selectmen to sign the application.

MOTION: Mr. Gay made the motion to approve the application and authorize the Chair to execute the agreement on behalf of the town; seconded by Mr. Panilaitis and the motion carried 5-0.

Wells Drive Open Space

Mr. Montuori explained that 8.03 acres of open space has been outlined by Mr. Sadwick, Director of the Community Development, and in a memo to the Board he presented a draft quitclaim deed for this space. The Conservation Commission has approved acceptance of the open space.

Mr. Johnson is a resident of Wells Drive and recused himself from this vote. Mr. Wilson took over the discussion.

Mr. Wilson opened the meeting up for questions from board members and there were no questions from the board.

MOTION: Mr. Gay made the motion to approve execution of the quitclaim deed as presented, subject to final approval of town counsel; seconded by Mr. Panilaitis and the motion carried 4-0-1 with Mr. Johnson not voting.

Charles J. Zaroulis, Senior Town Counsel Invoice—August, 2014

MOTION: Mr. Wilson made the motion to approve Senior Town Counsel's August 2014 invoice in the amount of \$34,820 as recommended by the Town Manager; seconded by Mr. Wentworth and the motion carried 5-0

Kevin Feeley—Town Counsel Invoices—September, 2014

MOTION: Mr. Gay made the motion to approve Town Counsel's invoice for September 2014 in the amounts of \$2,975 and \$4,270 as recommended by the Town Manager; seconded by Mr. Wilson and the motion carried 5-0

The Town Manager and Department Heads will be holding their Annual Community Meetings on October 30th at the Senior Center at 9:30 a.m. and 7:00 p.m. There will be a recorded broadcast of the meeting and a live Twitter feed will also take place. All residents are encouraged to attend

The Selectmen have discussed setting tax rate hearing on November 4, but unfortunately is the night state elections will be held. Mr. Montuori would like to reschedule the Selectmen's meeting to November 5th for the tax classification hearing. On November 18th he requested to schedule the meeting at 6:30 p.m. and plan to have a cable TV contract hearing. Then in December, he will have update on Sutton Brook.

Outstanding Minutes: March 6, 2013 (regular session); March 9, 2013 (regular session), March 27, 2013 (regular session), April 16, 2013 (regular session), August 20, 2013 (regular session), July 15, 2014 (regular session), August 12, 2014 (regular session), September 9, 2014 (regular session), October 7, 2014 (regular session)

The Town Clerk is preparing the 2013 minutes for binding as required by Town Bylaw. All minutes presented tonight did exist and were likely previously approved, but to be safe the Selectmen would like to approve all minutes on the agenda this evening.

MOTION: Mr. Wilson made the motion to approve the minutes of March 6, 2013 (regular session); March 9, 2013 (regular session); and March 27, 2014 (regular session) as presented; seconded by Mr. Gay and the motion carried 3-0-2 with Mr. Wentworth and Mr. Panilaitis not voting.

MOTION: Mr. Wentworth made the motion to approve the minutes of April 16, 2013 (regular session), August 20, 2013 (regular session) as presented; seconded by Mr. Wilson and the motion carried 4-0-1 with Mr. Panilaitis not voting.

MOTION: Mr. Panilaitis made the motion to approve the minutes of July 15, 2014 (regular session), August 12, 2014 (regular session); September 9, 2014 (regular session); September 30, 2014 (regular and executive session); and October 7, 2014 (regular session) as presented with scriveners errors; seconded by Mr. Wilson and the motion carried 5-0.

Board Member Reports

Bruce Panilaitis:

- Town Center Committee no recent meeting; working on RFP for Town Center Plan with a budget of \$40,000
- Habitat for Humanity build information session for all who wants to be a part of build, will be held on Friday, November 14 at the Congregational Church
- Tewksbury Education Foundation having auction and tickets are still available

Scott Wilson

- Local Housing Partnership meeting tomorrow night
- Beautification Committee Cleanup Day went extremely well and looking forward to spring clean up and electrical box art coming soon!

David Gay:

- He presented on behalf of the Selectmen a citation for Mr. Solomon Eskin. Representative Miceli and military honors were on hand for this very great occasion; Mr. Eskin is an impressive 102 years old
- October 10th Mr. Gary took part in a tour of town hall, which is currently under construction; it will be ready in one year and is amazing how much work was done
- LRTA will meet this Thursday and ridership numbers continue to increase; every hour schedule has made a huge difference
- Attended NMCOG Annual Dinner and had a guest speaker from UMass Lowell; surprise visit from Charlie Baker and Karen Polito, who happened to be next door for an event
- Public Events Committee hosted a pancake breakfast following the Rotary Club's Zombie Run on Sunday, October 19 which had 125 runners and pancake breakfast fed 75

James Wentworth:

- Community Preservation Committee met this week and focused on town hall renovations; the committee got a tour and for anyone who wants to see the progress being made, please visit the town website which has a great album of pictures on the process
- November 2 the TMHS Cheerleaders will host a competition at the high school. Last year 19 teams competed and this year have 25 teams competing—the largest ever! Last weekend in Marshfield the TMHS Cheerleaders were grand champions, meaning they had the highest score of anyone who competed. Money raised during last year's event raised funds to buy new mats
- Farmer's Market lasted two more weeks as ended up being rained out but still held event; Jeannine Tamboli has done an outstanding job and has already started to reach out to Wilmington for collaboration and is researching ideas to improve for next year
- Apple Feast this Saturday at TMHS, come out to support the TMHS PAC

Todd Johnson

- Green Committee projects being discussed for next round of grant funding; with other funding have completed lighting projects at schools and other public areas
- Economic Development Committee Process Review Committee is meeting next Monday, October 27 at 6:00 p.m. There are 2 openings for interested residents to apply
- Last week attended a meeting with Tewksbury's Fire Chief and Police Chief, along with Representative Miceli and CEO of Tewksbury State Hospital. Mr. Wilson and Mr. Johnson met with Representative Miceli to discuss ways can to help mitigate some of the expenses born by the community which tax the police and fire departments. It was a very engaging meeting with positive discussion. All parties present were open-minded and took away ideas to investigate. A proposal will be forthcoming; made allot of progress and found CEO to be enormously collaborative
- Sat in on a call with Standard and Poors relative to the Town's bond rating. Commended the Town Manager and his finance team for the way they prepared and presented information and advocated for Tewksbury on its financial status. We have not received any indication of decision from Standard and Poor on our rating. Mr. Johnson noted that coming out of town meeting a number of financial initiatives tied to policies initiated over the past years were adopted that night, and the team was proud to report to Standard and Poors that these policies have been initiated due to the support of the residents. It was clear that if the town had not approved these policies, we would not be in as good of a position currently. Comments were made during the call that the goal of 3% to 5% in the stabilization fund should be higher; and also with the OPEB to put more than \$350,000 per year. Mr. Johnson was proud of the progress and the professionalism displayed from Mr. Montuori and the finance team during this meeting. Tewksbury's bond rating is currently higher than it has been in many years

Other Business

Mr. Montuori noted that Ms. Brenda Gould, Exec Director of Habitat for Humanity was present and brought with her the Purchase and Sale Agreement to be signed for 110 State Street. He asked the Board for permission to execute the agreement.

MOTION: Mr. Wilson made the motion to authorize Mr. Montuori to sign the P&S for 110 State Street; seconded by Mr. Gay and the motion carried 5-0.

On the interview of Diane Bartalamia for Associate Member to the Zoning Board of Appeals, Mr. Wilson and Mr. Panilaitis were agreeable to the vote on this application as they did not attend the interview this evening.,

MOTION: Mr. Wentworth made the motion to appoint Ms. Diane Bartalamia to the Zoning Board of Appeals as an Associate Member effective immediately through June 30, 2015; seconded by Mr. Gay and the motion carried 3-0-2 with Mr. Wilson and Mr. Panilaitis not voting.

The next regularly scheduled Selectmen's Meeting will be on Tuesday, November 5, 2014 at 7:00 p.m. as decided tonight. This is a change from November 4, 2014. Mr. Panilaitis will not be present as he will be visiting his son who will have completed basic training in North Carolina. The Selectmen conveyed their gratitude for his son's service.

Adjournment

MOTION: Mr. Wilson made the motion for the Board to adjourn at 8:25 p.m.; Mr. Gay seconded, and the motion carried 5 to 0.

Approved by the Board of Selectmen on November 3, 2014